IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

FRIDAY, THE 5TH OCTOBER 2007 / 13TH ASWINA 1929

WP(C).No. 29530 of 2007(M)

PETITIONER:

K.BABU, LIJO RUBBER TRADERS,
VAYAKKAL, KOTTARAKKARA.

BY ADV. SRI.S.SANTHOSH KUMAR

RESPONDENTS:
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1. **THE DEPUTY COMMISSIONER (APPEALS),**
   COMMERCIAL TAXES, KOLLAM.

2. **THE COMMERCIAL TAX OFFICER,**
   KOTTARAKKARA.

3. **THE DEPUTY TAHSILDAR (RR),**
   TALUK OFFICE, PATHANAPURAM

BY GOVERNMENT PLEADER SRI.M.P.SREEKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 05/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

tss

ANTONY DOMINIC,J.

W.P (C) No. 29530 of 2007

Dated this the 5th October, 2007

J U D G M E N T

Following Exhibit-P1 order in revision, by Exhibit-P2 penalty of Rs.4,41,462 was imposed on the petitioner. Aggrieved by the said order, petitioner filed Exhibit -P3 series of revisions and P4 series of stay petitions, which are pending before the 1st respondent. It is now submitted that during the pendency of revisions and stay petitions, Revenue Recovery Proceedings have been initiated as per Exhibit-P5. It is also submitted that figure mentioned in Exhibit-P5 is not the amount quantified pursuant to Exhibit-P1. It is submitted that the said figure was the amount mentioned in the order, against which revision was filed in which Exhibit-P1 order was passed.

2. Now that the revisions and stay petitions are pending, I am inclined to direct the 1st respondent to consider and pass orders on Exhibit-P3 series of revisions filed by the petitioners. Accordingly, I dispose of this writ petition directing that the 1st respondent shall hear the petitioner and pass final order on Exhibit-P3 series of revisions, within two moths from the date of receipt of a copy of this judgment.

In the mean while, Revenue Recovery proceedings pursuant to Exhibit-P5 will stand deferred on petitioner remitting Rs.1,50,000/- within a period of two weeks from today.

(ANTONY DOMINIC, JUDGE)

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K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007